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May 9, 2003

**SUMMARY OF
EX PARTE PRESENTATION**

Ms. Marlene Dortch
Secretary
Federal Communications Commission
445 12th Street, SW, Room TWA325
Washington, DC 20554

Re: Ex Parte Presentation CC Docket No. 95-116

Dear Ms. Dortch:

On May 8, 2003, the undersigned and Lawrence E. Sarjeant, United States Telecom Association (USTA), and Trent D. Boaldin, Epic Touch Company, met with the following members of the Federal Communications Commission's (FCC) Wireline Competition Bureau (WCB): Cheryl Callahan, Diane L. Griffin, and Pam Slipakoff. The purpose of the meeting was to discuss local number portability (LNP) in the context of the Cellular Telecommunications and Internet Association's Petition for Declaratory Ruling (Petition).

USTA explained the routing and rating difficulties that ILECs would encounter if the FCC were to allow porting outside of the wireline rate center into larger geographic areas (*e.g.* MSAs), which in some instances would be multi-jurisdictional. USTA also explained that CLECs must have a physical presence within the wireline rate center in order to port numbers with an ILEC. A CLEC presence within the wireline rate center consists of either a switch or a point of presence (*e.g.* trunking) (*see attached diagrams*).

USTA stated that a decision by the FCC granting the Petition will undermine and dramatically impact intrastate rate structures within the jurisdiction of state public service commissions. Granting of the Petition will have a substantial impact on inter-carrier compensation and require broader consideration than can be done in this proceeding. This could cause ILECs to raise local rates in order to recover lost toll revenue. Moreover, USTA explained the potential impact on the universal service fund should the FCC allow LNP outside of the wireline rate center.

Ms. Marlene Dortch

May 9, 2003

Page 2 of 2

In accordance with Section 1.1206(b)(2) of the Federal Communications Commission's (FCC) rules, this letter and the attached outline used during the meeting are being filed electronically with your office. Please feel free to contact me at (202) 326-7271 should you have any questions.

Sincerely,



Michael T. McMenamin
Associate Counsel

cc: Cheryl Callahan
Diane L. Griffin
Pam Slipakoff